

Message Text

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ORIGIN TRSE-00

INFO OCT-01 EUR-12 ISO-00 EB-08 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 FRB-03 H-01 INR-10 INT-05 L-03
LAB-04 NSAE-00 PA-01 CTME-00 AID-05 SS-15 STR-07
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DRAFTED BY TREAS:DEISS:JH
APPROVED BY EB/OT/STA:TO'HERRON
EB/OT/STA:CHBLUM
EB/EWT:HCLARKE
EUR/EE:GBOUTIN

-----075078 221624Z /44

O 221608Z AUG 78
FM SECSTATE WASHDC
TO AMEMBASSY BUDAPEST IMMEDIATE

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E.O. 11652: N/A

TAGS: ETRD, HU

SUBJECT: UNITED STATES INTERNATIONAL TRADE COMMISSION
ANTIDUMPING INQUIRY ON INCANDESCENT LAMPS FROM HUNGARY

REF: BUDAPEST 3224

1. IN REFTTEL, YOU RELAYED A NUMBER OF QUESTIONS ASKED BY
GOH OFFICIALS REGARDING THEIR POSSIBLE ROLE IN TUNGSRAM
ANTIDUMPING CASE. IN PARTICULAR THEY WERE INTERESTED IN
UTILITY AND CONTENT OF AN OFFICIAL SUBMISSION REGARDING
TUNGSRAM'S FUTURE PRICING POLICIES TO THE U.S.

2. SUCH A LETTER COULD NOT BE A BASIS FOR AN EARLY
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RESOLUTION OF THE CASE. TREASURY ONLY CAN CONSIDER
LETTERS PROVIDING FUTURE PRICING ASSURANCES SUPPLIED BY
THE MANUFACTURER ITSELF OR COUNSEL ON BEHALF OF THE MANU-
FACTURER AS A BASIS FOR DISCONTINUING AN INVESTIGATION AND
THEN ONLY WHEN THE MARGINS OF DUMPING ARE FOUND TO BE
MINIMAL. THESE REQUIREMENTS ARE SET OUT IN TREASURY
REGULATIONS GOVERNING THE CONDUCT OF AN ANTIDUMPING

INVESTIGATION AND DO NOT PROVIDE FOR MUCH FLEXIBILITY.
IN FACT THE WORDING OF THE ASSURANCES ITSELF IS SET OUT
IN OTHER REGULATIONS. THEREFORE A LETTER BY THE GOH,

WHILE CERTAINLY A SUPPORTIVE DOCUMENT, IS NEITHER A
NECESSARY NOR SUFFICIENT CONDITION FOR RESOLVING THE
CASE IN A MANNER SIMILAR TO THAT FOUND BY THE GOH IN
DEALING WITH THE EUROPEAN COMMUNITY.

3. IN ANY EVENT, NO CONSIDERATION OF A POSSIBLE DIS-
CONTINUANCE OF THE CASE BASED UPON THE SUBMISSION OF
PRICE ASSURANCES COULD BE GIVEN UNTIL TREASURY HAD SOME
INDICATION THAT THE DUMPING MARGINS ARE INDEED "MINIMAL".
THIS WILL NOT BE POSSIBLE UNTIL ALL DATA ARE COLLECTED
AND PRELIMINARY ANALYZED, WHICH WILL TAKE AT LEAST 3 - 4
MONTHS. A LETTER ON THIS MATTER TO TREASURY, IF DESIRED,
WOULD NOT BE RELEVANT UNTIL THAT TIME.

4. WITH REGARD TO PRELIMINARY INQUIRY OCCURRING AT USITC,
A LETTER AFFIRMING THE ASSURANCES ALREADY GIVEN BY
TUNGSRAM AND ACTION TUNGSRAM DURING CONGRESSIONAL CON-
SIDERATION OF THE TRADE AGREEMENT WOULD CERTAINLY
ADD CREDENCE TO THOSE ASSURANCES ALTHOUGH IT IS DIFFICULT
TO EVALUATE HOW GREAT THE IMPACT MIGHT BE. SUCH A LETTER
SHOULD BE ADDRESSED TO THE CHAIRMAN OF THE U.S. INTER-
NATIONAL TRADE COMMISSION, MR. JOSEPH O. PARKER.
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CHRISTOPHER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
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Current Classification: UNCLASSIFIED
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Control Number: n/a
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Disposition History: n/a
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Litigation History:
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